

SENATE BILL 3519

By Marrero B

AN ACT to amend Tennessee Code Annotated, Section 56-7-1109; Section 56-7-1201 and Title 56, Chapter 8, Part 1, relative to motor vehicle insurance.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 56-7-1201(f), is amended by adding the following language at the end of the subsection:

Nor shall an insurer increase the automobile insurance rate or premium of an insured nor cancel such coverage under this section or § 56-7-1109(b) based on a decision of the insurer that the insurer's filing of claims has been excessive when none of the claims have been due to the insured's negligence or fault.

SECTION 2. Tennessee Code Annotated, Section 56-8-104, is amended by adding the following language as a new, appropriately designated subdivision:

() Increasing rates or premiums or canceling the policies of insureds in violation of §§ 56-7-1109 and 56-7-1201.

(A) With respect to automobile insurance coverage, when an insured was involved in a traffic accident while operating a motor vehicle, if the accident did not involve negligence on the part of the insured; or

(B) With respect to the automobile insurance coverage of an insured with uninsured motorist coverage, due to the payment of claims under the uninsured motorist coverage.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.